



**IT IS ORDERED as set forth below:**

**Date: January 28, 2016**

*Mary Grace Diehl*

**Mary Grace Diehl  
U.S. Bankruptcy Court Judge**

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF GEORGIA  
ROME DIVISION

In re:	:	Chapter 11 - Judge Diehl
	:	
EDWARD BYRON SLAUGHTER;	:	Case No. 13-42906
E. BYRON SLAUGHTER, LLC;	:	Case No. 13-42907
APEX LOCATORS, LLC;	:	Case No. 13-42908
CHAPEL HEIGHTS, LLC; and	:	Case No. 13-42909
ROLLING HILLS PLAZA, LLC;	:	Case No. 13-42910
	:	
Debtors.	:	Jointly Administered Under
	:	Case No. 13-42906
	:	

ORDER CONFIRMING  
E. BYRON SLAUGHTER, LLC'S FIRST AMENDED PLAN OF REORGANIZATION

E. Byron Slaughter, LLC (the "Debtor") filed its *Plan of Reorganization* on August 4, 2015 [Doc. No. 336], and its *First Amended Plan of Reorganization* on December 1, 2015 [Doc. No. 391] (the "Plan"). The Court held a hearing (the "Hearing") upon due notice on January 14, 2016 to consider confirmation of the *First Amended Plan of Reorganization*. The following parties made an appearance at the Hearing: Paul Reece Marr, Esq., counsel for the Debtors; Martin P. Ochs, Esq., counsel for the United States Trustee; and David W. Cranshaw, Esq., counsel 2010-1 CRE Venture, LLC.

THEREFORE, IT HAVING BEEN DETERMINED AFTER A HEARING ON NOTICE THAT:

(1) The Plan has been accepted in writing by the creditors and parties in interest whose acceptance is required by law;

(2) The provisions of Chapter 11 of the Bankruptcy Code have been complied with, and the Plan has been proposed in good faith and not by any means forbidden by law;

(3) Each holder of a claim or interest either has accepted the Plan or will receive or retain under the Plan property of a value, as of the Effective Date of the Plan, that is not less than the amount that such holder would receive or retain if the Debtor was liquidated under Chapter 7 of the Bankruptcy Code on such date;

(4) All payments made or promised by the Debtor or by a person issuing securities or acquiring property under the Plan or by any other person for services or for costs and expenses in, or in connection with, the Plan and incident to the case have been fully disclosed to the Court and are reasonable or, if to be fixed after confirmation of the Plan, will be subject to the approval of the Court;

(5) The identity of any insider that will be employed or retained by Debtor or by any affiliate of Debtor, and his or her compensation, have been fully disclosed;

(6) The Plan does not discriminate unfairly and is fair and equitable with respect to each class of claims or interests that is impaired under the Plan and has not accepted the Plan;

(7) The Plan provides that the holders of secured claims shall retain the liens securing such claims to the extent of the allowed amount of such claims, and that each holder of a secured claim shall receive on account of such claim deferred cash payments totaling at least the allowed amount of such claim, of a value, as of the Effective Date of the Plan, of at least the value of such holder's interest in Debtor's interest in such property;

(8) The Plan is in the best interests of creditors and parties in interest herein;

(9) Confirmation of the Plan is not likely to be followed by the liquidation or need for further financial reorganization of the Debtor except as liquidation or reorganization is proposed

in the Plan; and

(10) All fees payable under 28 U.S.C. § 1930 have been paid, or the Plan provides for the payment of such fees on the Effective Date of the Plan.

ACORDINGLY, IT IS HEREBY ORDERED that the Plan is CONFIRMED. To the extent that there may be a conflict between the terms of the Plan and the terms of this Order, then the terms of this Order shall control;

IT IS FURTHER ORDERED that all fees required to be paid by the Debtor pursuant to 28 U.S.C. §1930(a)(6) will accrue and be timely paid as and when the same may come due; and

IT IS FURTHER ORDERED that notwithstanding any language in the confirmed Plan to the contrary, this Court will retain only such jurisdiction in this case as it is required to retain under the Bankruptcy Code and Rules.

IT IS FURTHER ORDERED that within 120 days from the entry of this Order, the Debtor shall file a report stating whether the estate has been fully administered within the meaning of Bankruptcy Rule 3022 and setting forth a list of all fees and expenses paid to all professionals including attorneys for the Debtor, together with an application for a final decree closing the case.

END OF DOCUMENT

Prepared and submitted by,  
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DISTRIBUTION LIST

Pursuant to Local Rule 9013-3 for the United States Bankruptcy Court, Northern District of Georgia, following is a list of all parties to be served with a copy of this Order:

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